

D/F

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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**KEVIN P. McKENNA,**

**Plaintiff,**

**06CV2895 (SJF) (ETB)**

**-against-**

**JURY VERDICT**

**CHRISTOPHER J. HUGHES, ALAN M.  
BAKKER and WILLIAM RICCA,**

**Defendant.**

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**Feuerstein, Judge:**

According to the principles of law as instructed by the Court and the facts as you find them, please answer each of the following questions:

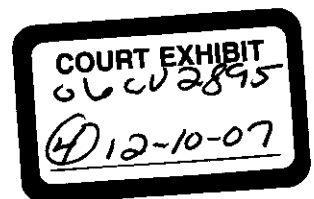
- 1a. Did plaintiff prove by a preponderance of the evidence that defendant CHRISTOPHER J. HUGHES intentionally or recklessly committed acts that violated the plaintiff's federal constitutional right not to be subjected to excessive or unreasonable force during an arrest?

Yes \_\_\_\_\_ No \_\_\_\_\_

If your answer is "No," proceed to Question 2a. If your answer is "Yes," proceed to Question No. 1b.

- 1b. Was the use of excessive force by CHRISTOPHER J. HUGHES objectively reasonable?

Yes \_\_\_\_\_ No \_\_\_\_\_



Proceed to Question No. 2a.

- 2a Did plaintiff prove by a preponderance of the evidence that defendant ALAN M. BAKKER intentionally or recklessly committed acts that violated the plaintiff's federal constitutional right not to be subjected to excessive or unreasonable force during an arrest?

Yes \_\_\_\_\_ No ☒

If your answer is "No," proceed to Question 3a. If your answer is "Yes," proceed to Question No. 2b.

- 2b Was the use of excessive force by ALAN M. BAKKER objectively reasonable?

Yes \_\_\_\_\_ No \_\_\_\_\_

Proceed to Question No. 3a.

- 3a Did plaintiff prove by a preponderance of the evidence that defendant WILLIAM RICCA intentionally or recklessly committed acts that violated the plaintiff's federal constitutional right not to be subjected to excessive or unreasonable force during an arrest?

Yes \_\_\_\_\_ No ☒

If your answer is "No," report to the Court. If your answer is "Yes," proceed to Question No. 3b.

- 3b Was the use of excessive force by WILLIAM RICCA objectively reasonable?

Yes \_\_\_\_\_ No \_\_\_\_\_

Please report to the Court.

Foreperson please sign and date the Verdict Sheet and advise the Court by note that you are ready to return to the courtroom to announce your verdict.

Dated: Central Islip, NY

December , 2007

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FOREPERSON